

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEORGE MARSCHINO,	:	CIVIL ACTION
Petitioner	:	
	:	
v.	:	NO. 08-6054
	:	
RAYMOND J. SOBINA, et al.,	:	
Respondents	:	

O R D E R

STENGEL, J.

AND NOW, this 25th day of June, 2009, upon careful and independent consideration of the petition for writ of *habeas corpus*, and after review of the Report and Recommendation of Chief United States Magistrate Judge Thomas J. Rueter, it is hereby ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. The petition for writ of *habeas corpus* is DISMISSED;
3. There is no probable cause to issue a certificate of appealability;
4. The Clerk of the Court shall mark this case closed for statistical purposes.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.